

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**(MBHB Case No. 07-2352)**

|   |   |                                   |
|---|---|-----------------------------------|
| <b>In re Application of:</b>                        | ) |                                   |
|   | ) |                                   |
| <b>Daniel Thommen et al.</b>                        | ) | <b>Confirmation No.: 5751</b>     |
|   | ) |                                   |
| <b>Serial No.: 10/588,325</b>                       | ) | <b>Examiner: Templeton, C. L.</b> |
|   | ) |                                   |
| <b>Filed: May 4, 2007</b>                           | ) | <b>Group Art Unit No.: 3773</b>   |
|   | ) |                                   |
| <b>For: An Implant for Occluding a Body Passage</b> | ) |                                   |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO EXAMINER'S INTERVIEW SUMMARY MAILED DECEMBER 15, 2010**

Sir:

Enclosed is Applicant's summary of the interview conducted on December 7, 2010. Applicant files this response in conjunction with the filing of a Notice of Appeal and a Petition for Extension of Time. As such, no fees are believed due at this time, but the Commissioner is authorized to charge our deposit account 13-2490 in the case that fees are owed.

**Substance of the Interview** begins on page 2 of this paper.

### **SUBSTANCE OF THE INTERVIEW**

Applicant thanks the Examiner and his Supervisor for the telephonic interview on December 7, 2010 with the Applicant's representative Kirsten L. Thomson. The Applicant appreciates the Examiner's time in discussing independent claim 1. No exhibits were shown nor was any demonstration conducted. During the interview, the Kotula reference was discussed in view of claim limitations drawn to elongate members, occluding bodies and the attachment of the occluding bodies to the elongate members. The Examiner discussed his interpretation of the claim limitation drawn to attachment, but ultimately no agreement was reached.

Respectfully submitted,  
**McDONNELL BOEHNEN  
HULBERT & BERGHOFF LLP**

Date: February 10, 2011

/Kirsten L. Thomson/  
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Reg. No. 62,861